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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Donald E. Helle and Ernest W. Looman, Jr.
FOR : **TIRE TREAD DIE**
SERIAL NO. : 09/884,668
FILED : June 19, 2001
LAST OFFICE ACTION : Unknown
EXAMINER : Unknown
GROUP ART UNIT : 1707
ATTORNEY DOCKET NO. : DN2001040 (1065.0119)
Akron, OH 44308-1136
August 21, 2001



CERTIFICATE OF MAILING

I hereby certify that this **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on this 23 day of August, 2001.

By: Janet E. Sigler
Janet E. Sigler

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97

Dear Sir:

In accordance with 37 C.F.R. § 1.56 the applicant files this Information Disclosure Statement (IDS) under at least one of the following five circumstances:

1. **No Information to disclose:** applicant has no information to disclose at this time.

2. _____ **Under § 1.97(i)**: this IDS is filed with the knowledge that it will NOT be considered.
- this IDS is filed BEFORE the grant of a patent; AND
 - this IDS does NOT comply with the requirements noted below
 - applicant notes that the information disclosed herein WILL be placed in the file
3. X **Under § 1.97(b)**: this IDS should be considered because it is being filed
- within 3 months of the filing date of a national application OR
 - within 3 months of the date of entry of the national stage of an international appl. OR
 - before the mailing date of a first Office Action on the merits, whichever occurs last.
4. _____ **Under § 1.97(c)**: this IDS should be considered because it is being filed
- after the period specified Under § 1.97(b) above but BEFORE either
 - the mailing date of a final action under § 1.113 OR
 - the mailing date of a notice of allowance under § 1.311, whichever occurs last.
 - AND is accompanied by either:
- A) _____ one of the following statements under § 1.97(e):

I, Frederick K. Lacher, Esq., the undersigned hereby state:

(1) _____ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) _____ To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; OR

B) _____ A check in the amount of \$ 240.00 is enclosed to cover the Information Disclosure Statement (IDS) Fee under 37 C.F.R. § 1.17(p) as required when neither item (1) nor (2) above are selected.

5. _____ **Under § 1.97(d)**: this IDS should be considered because it is being filed
- after the period specified Under § 1.97(c) above but
 - ON OR BEFORE payment of the issue fee,
 - and is accompanied by:

A) _____ one of the following statements under § 1.97(e):

I, Frederick K. Lacher, Esq., the undersigned hereby state:

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(1) _____ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) _____ To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; AND

B) _____ a petition requesting consideration of the IDS; AND

C) _____ A check in the amount of \$ 130.00 is enclosed for the petition fee as set forth under 37 C.F.R. § 1.17(i).

In accordance with § 1.56 and § 1.97 the references listed below and on the attached form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. Copies of these cited documents are enclosed.

English-Language Documents

Patentee	Patent No.	Issue Date
Aoki	5,397,616	3/14/95
Bagot	603,161	4/26/1898
Capelle	5,653,994	3/31/87
Gerresheim et al	5,942,069	8/24/99
Kline et al.	4,526,528	7/2/85
Looman et al.	5,017,118	5/21/91
Rampl	4,739,811	4/26/88
Rampl	4,580,608	4/8/86
Schallmeier et al.	4,698,245	10/6/87
Teeple et al.	5,518,055	5/21/96
Toth Jr.	4,308,083	12/29/81
Walker	2,445,725	7/20/48

Foreign Patent Documents in English

Country	Patent No.	Issue Date
UK	2058687	1.10.79
France	WO9901299	14.01.99
Japan	EP0881080	02.12.98
Japan	EP0878330	18.11.98
Brazil	PI9203878-6A	05/04/94
UK	2066171	12.12.79

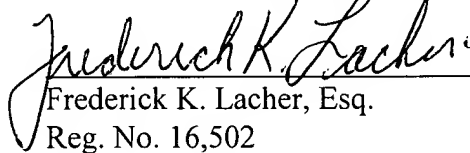
Foreign-Language Documents**Country****Patent No.****Issue Date****Other Documents**

 X Please charge deposit account No. 05-0875 if any additional fees are required.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO-1449 with initials or other appropriate marks.

Respectfully submitted,

EMERSON & SKERJOTIS


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August 23, 2001
Date